

10/681349

CofC



**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Certificate**

**MAR 07 2006**

**of Correction**

Patent No.: 6,959,619 B2

Issue Date: November 1, 2005

Inventor(s): Mikio SAITO

Title: STARTER HAVING RESILIENT SHIFT LEVER FOR DRIVING PINION GEAR

Docket No.: 111279.01

**REQUEST FOR CERTIFICATE OF CORRECTION UNDER 35 U.S.C. §254/256**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

It is respectfully requested that a Certificate of Correction be issued in order to correct the error(s) specified in the attached copy of Certificate of Correction Form PTO-1050.

Attached is a copy of the Supplemental Amendment filed on April 7, 2005.

Correction of Inventorship was properly requested during prosecution because under 37 C.F.R. §1.48(b) correction of the inventorship in a application is permitted by amendment under 35 U.S.C. §116 because correcting the inventorship, where the executed Oath or Declaration had correctly set forth the inventorship at the time of filing, due to prosecution of the application, e.g., claim cancellation or amendment, may result in fewer than all of the currently named inventors being the actual inventors of the remaining claims. Such was the case in this instance. Accordingly, the requested correction of inventorship by amendment was proper as the filing authorized any necessary fee to be charged to our deposit account.

As the correction of inventorship was properly requested by amendment and the inventorship was not corrected due to Patent Office error.

It is believed that the errors are on the part of the Patent and Trademark Office, and therefore no fee is due in relation to this matter in accordance with the provisions of 37 C.F.R. §1.322. However, should any fee be due, please charge the same against Deposit Account No. 15-0461 in order to ensure prompt issuance of a Certificate of Correction.



Respectfully submitted,

James A. Oliff  
Registration No. 27,075

John W. Fitzpatrick  
Registration No. 41,018

JAO:JWF/ldg

Date: March 2, 2006

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

**DEPOSIT ACCOUNT USE  
AUTHORIZATION**

Please grant any extension  
necessary for entry;  
Charge any fee due to our  
Deposit Account No. 15-0461

Under the Paperwork Reduction Action of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.  
(Also Form PTO-1050)

## UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO : 6,959,619 B2  
DATED : November 1, 2005  
INVENTOR(S) : Mikio SAITO

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Title page, in item [75], delete:

Kazuhiro Ando, Okazaki (JP)

Kiyokazu Haruno, Kariya (JP)

Masahiro Katoh, Chiruy (JP)

MAILING ADDRESS OF SENDER: OLIFF & BERRIDGE, PLC  
P.O. Box 19928 (111279.01 JWF/ldg)  
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PATENT NO. 6,959,619 B2

No. of additional copies



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**PATENT APPLICATION**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re the Application of

Mikio SAITO

Group Art Unit: 3682

Application No.: 10/681,349

Examiner: W. Joyce

Filed: October 9, 2003

Docket No.: 111279.01

For: STARTER HAVING RESILIENT SHIFT LEVER FOR DRIVING PINION GEAR

**SUPPLEMENTAL AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Further to the Amendment filed March 1, 2005, and in reply to the telephonic  
interview conducted on March 29, 2005, please consider the following:

**Amendments to the Claims** as reflected in the listing of claims; and**Remarks.**

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**Amendments to the Claims:**

The following listing of claims will replace all prior versions, and listings, of claims in the application:

1. (Previously Presented) A starter for engines, comprising:  
an electromagnetic switch;  
a pinion gear movable along an axial direction; and  
a shift lever for driving the pinion gear by the electromagnetic switch, the shift lever including a plurality of sheets of resilient leaf springs inclinedly supported at a middle portion thereof and having contact portions at both ends thereof,  
wherein the drive spring includes a slit end portion in which gaps are formed among the respective leaf springs at least at one of the contact portions and the respective leaf springs include the contact portions having differences of distal end positions longer than thickness of the respective leaf springs contiguous to each other and brought into contact with an opposing member at positions different from each other.
2. (Canceled)
3. (Original) The starter as in Claim 1, wherein the contact portions has curved faces.
4. (Canceled)

**REMARKS**

Claims 1 and 3 are pending in this application. By this Amendment, claim 4 is canceled without prejudice to or disclaimer of the subject matter recited therein.

**I. Telephonic Interview**

Applicants appreciate the indication from Examiner Joyce on March 29, 2005, that the reference submitted as part of the March 15, 2005 Information Disclosure Statement has been considered and that the application would be allowable if withdrawn claim 4 were canceled. As claim 4 is canceled, the application is in condition for allowance.

**II. Correction of Inventorship Under 37 C.F.R. §1.48(b)**

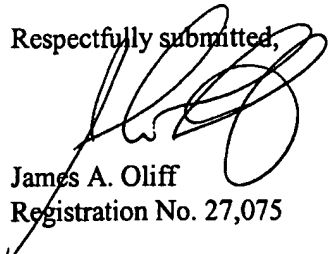
The cancellation of claim 4 has resulted in fewer than all of the currently named inventors being the actual inventors of the remaining claimed subject matter in this application. Therefore correction of inventorship is requested to delete the names of Kazuhiro Ando, Kiyokazu Haruno and Masahiro Katoh as named inventors in this application. Thus, only Mikio Saito remains as a named inventor. A fee of \$130.00 is required under 37 C.F.R. §1.17(i). Our check no. 165501 in the amount of \$130.00 is attached to cover this fee. Two duplicate copies of this sheet are attached.

**III. Conclusion**

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance of claims 1 and 3 are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



James A. Oliff  
Registration No. 27,075

John W. Fitzpatrick  
Registration No. 41,018

JAO:JWF/axl

Attachment:

Check No. 165501 for \$130.00

Date: April 7, 2005

**OLIFF & BERRIDGE, PLC**  
**P.O. Box 19928**  
**Alexandria, Virginia 22320**  
**Telephone: (703) 836-6400**

<p><b>DEPOSIT ACCOUNT USE AUTHORIZATION</b> Please grant any extension necessary for entry; Charge any fee due to our Deposit Account No. 15-0461</p>
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